

Notice of Allowability

Application No.

10/825,546

Examiner

Raleigh Chiu

Applicant(s)

OISTER ET AL.

Art Unit

3711

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment received 07 October 2004.
2. ☒ The allowed claim(s) is/are 30,32,38-40 and 46.
3. ☒ The drawings filed on 07 October 2004 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Raleigh Chiu
Primary Examiner
Art Unit: 3711

Art Unit: 3711

CLAIMS

1-29. (cancelled).

30. (currently amended) A The tabletop game ~~according to claim 29~~, comprising:

a playing surface;

at least one representative player residing above the playing surface;

at least one player light source illuminating at least a portion of the at least one representative player; and

means for supplying power to the at least one player light source, wherein the means for supplying power includes at least one battery in the at least one representative player.

31. (cancelled).

32. (currently amended) A The tabletop game ~~according to claim 31~~, comprising:

a playing surface;

at least one representative player residing above the playing surface;

Art Unit: 3711

at least one player light source illuminating at least a portion of the at least one representative player; and

means for supplying power to the at least one player light source, wherein the means for supplying power includes at least one power feed and, wherein the at least one power feed resides in at least one cross bar arranged to hold the at least one representative player above the playing surface.

33-37. (cancelled).

38. (currently amended) The tabletop game according to claim 36 39, wherein the at least one playing surface light source is arranged in the same plane as the playing surface.

39. ~~40.~~ (currently amended) A ~~The tabletop game according to claim 34 further comprising:~~

a playing surface wherein at least one portion of the playing surface is capable of passing light;

at least one representative player residing above the playing surface;

at least one player light source illuminating at least a portion of the at least one representative player; and

Art Unit: 3711

at least one playing surface light source arranged such that light is viewable from above the playing surface through the at least one portion of the playing surface; and,
a reflective surface below the playing surface.

40. ~~41.~~ (currently amended) A ~~The tabletop game according to~~
~~claim 34 further comprising:~~

a playing surface wherein at least one portion of the playing surface is capable of passing light;

at least one representative player residing above the playing surface;

at least one player light source illuminating at least a portion of the at least one representative player; and

at least one playing surface light source arranged such that light is viewable from above the playing surface through the at least one portion of the playing surface; and,

a reflective surface below the playing surface.

41-45. (cancelled).

46. (new) The table top game according to claim 40, wherein the at least one playing surface light source is arranged in the same plane as the playing surface.

Art Unit: 3711

EXAMINER'S AMENDMENT

1. The claims listed above will replace all prior claims in the application. The claim amendments filed 07 October 2004 did not comply with 37 CFR 1.121 and 1.126. Applicant is reminded that the current status of all of the claims in the application, including any previously cancelled, *i.e.*, claims 41-45 (renumbered from 42-46 because of the absence of a claim 39 in the originally filed claims), must be given in a parenthetical expression following the claim number. Further, when claims are added, they must be numbered by the applicant consecutively beginning with the number next following the highest numbered claim previously presented (whether entered or not).

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

The application has been amended as follows:

IN THE CLAIMS:

In claim 40, last line, "a reflective surface below the playing surface" has been changed to --a reflective coating on a bottom of the playing surface-- to properly include the language

Art Unit: 3711

of originally filed claim 41 (renumbered as claim 40 because of the absence of a claim 39 in the originally filed claims).

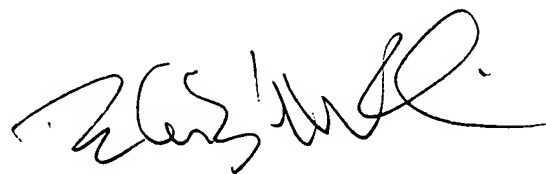
3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Raleigh Chiu whose telephone number is (703) 308-2247. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Greg Vidovich, can be reached on (703) 308-1513.

The fax number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1148.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Raleigh W. Chiu
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RWC:dei:feif
27 October 2004